

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

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WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, September 28, 2011, 9:30 a.m.

ACTION ITEMS:

1. **CBA-551, Petition of Mrs. Corinne P. Robertson** (private educational institution). Memorandum to the Board from Barbara J. Piczak, Permitting & Code Enforcement Inspector, notifying the Board that the special exception has been abandoned and requesting that it be revoked. Also included is written confirmation of the abandonment from the special exception holder.

Action: Revoked the special exception as abandoned, (WSB/SBB, 5-0).

2. **CBA-1174-D, Petition of the Holton Arms School** (private educational institution). Letter to the Board from Susanna A. Jones, submitting the school's annual report and a fourth report from the school's Transportation Task Force.

Action: Re-opened the record to include Ms. Jones' letter with attachments, (SBB/WSB, 5-0).

3. **S-274-C, Petition of Suburban Hospital** (hospital). Letter to the Board from Leslie Ford Weber, submitting 2011 noise testing results.

Action: Re-opened the record to include Ms. Weber's letter with attachments, (CJS/SBB, 5-0).

4. **S-538, Petition of The Aspen Hill Club** (private club). Letter to the Board from Danielle Bouchard, General Manager, submitting the club's annual report.

Action: Re-opened the record to include Ms. Bouchard's letter with attachment, (WSB/CJS, 5-0).

5. **S-1310, Petition of Joseph R. Vucich** (nursing and care home). Memorandum from Heather Gottke, Permitting Services Inspector, attaching a request from Alvaro de la Cerda, Licensing Coordinator for Emeritus Senior Living. Mr. de la Cerda requests a change in the business name for the special exception.

Action: Granted a change in the business name for the special exception, (SBB/CJS, 5-0).

6. **S-1495, Petition of Tomas O. and Maria T. Dominguez** (accessory apartment). Memorandum from the Department of Housing and Community Affairs notifying the Board that the special exception has been abandoned and requesting that it be revoked. A written request for revocation from the property owner is also included.

Action: Revoked the special exception as abandoned, (CJS/WSB, 5-0).

7. **S-1896, Petition of Gladhill Properties Limited Partnership** (sales, storage and service of farm machinery). Letter to the Board from Susan Carter, Esquire, requesting an administrative modification. (large exhibits: site plan, floor plan, elevations).

Action: Granted the administrative modification, (SBB/CJS, 5-0).

8. **S-2222, Petition of DWDB, Inc.** (automobile filling station). Letter to the Board from Mrs. Inja Kim, requesting an administrative modification. (large exhibit: proposed site and planting plan).

Action: Granted the administrative modification, (DKP/CJS, 5-0).

9. **S-2316, Petition of West*Group** (drive-through restaurant). Letter to the Board from Christopher Ruhlen, Esquire informing the Board of refinements to the changes approved in the Board's Resolution of May 13, 2011. (large exhibits: special exception plat, elevations).

Action: Re-opened the record to include Mr. Ruhlen's letter with attachments, (SBB/CJS, 5-0).

10. **S-2721, Petition of Washington Adventist Hospital** (hospital). Letter to the Board from Patrick L. O'Neil, Esquire, requesting an extension of time to implement the special exception.

Action: Granted the extension of time, (DKP/SBB, 5-0).

11. **S-2777, Petition of Clare Crawford-Mason** (accessory apartment). Notification from the Hearing Examiner and from the Petitioner that the application has been withdrawn.

Action: (1) Re-opened the record to include the Hearing Examiner's notification; (2) dismissed the special exception petition as withdrawn; (3) denied the request for the refund of the filing fee as a public hearing was held, (CJS/SBB, 5-0).

PENDING ITEMS:

12. **S-763 [S-763-A], Petition of Silver Spring Temple and Library Association** (service organization). Letter to the Board from Sean Hughes, Esquire, requesting an administrative modification. [Large exhibits: title sheet, site survey, roof and equipment location plan, building elevations, equipment details). Deferred administrative modification request until a special exception application has been approved for the telecommunications facility. [W/S 3/10/10].
13. **S-894, Petition of Joan C. Wright** (major home occupation). Letter to the Board from the petitioner requesting an administrative modification. Item deferred for additional information regarding the number of employees, size of the workspace, renewal period. [W/S 3/11/09].
14. **S-2145, Petition of Southwestern Bell Mobile Systems, Inc.** (telecommunications facility). Letter to the Board from Karmen Rajamani, Zoning Manager, requesting a transfer of the special exception. Item deferred for confirmation of the transfer from Southwestern Bell Mobil Systems, Inc. [W/S 4/30/08].
15. **S-2351-A [A-5787, A-5794, A5832, A-5886, A-5917], Petition of Mid-Atlantic Petroleum Properties, LLC** (automobile filling station). Hearing Examiner's Report and Recommendation. Also included is are requests for oral argument and/or a remand to the Hearing Examiner from Stanley Abrams, Esquire and a request for oral argument from Norman Knopf, Esquire. (1) Denied request for remand; (2) granted the request of oral argument. [W/S 7/13/2011].

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